

June 1, 2004

A regular meeting of the Redmond City Council was called to order by Mayor Rosemarie Ives at 7:48 p.m. in the Council Chambers. Councilmembers present were: Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache.

#### ANNOUNCEMENTS

The Mayor announced the following changes to the agenda:

- Add - Staff Report: Final results of Bike to Work Day.
- Add - Report: Cascade Water Alliance.
- Add - Report: Suburban Cities Association (SCA) retreat.
- The executive session following the regular meeting will cover property disposition and acquisition.

#### RECOGNITION

The Mayor announced that Fire Chief John Ryan is retiring after eight years of service to the City of Redmond. Councilmembers expressed appreciation for Chief Ryan's dedication and professionalism.

#### ITEMS FROM THE AUDIENCE

Judy Willman, 12323 209 Avenue NE, Redmond 98053, legislative analyst for the King County Executive Horse Council, spoke regarding the proposed deletion of Land Use Policy LU-83A, which directs the city to work with the Horse Council to consider the implementation of an equestrian overlay zoning district, in the Comprehensive Plan. She said that should concern the Council, because, although Redmond may not have a large number of horses within its boundaries, it is adjacent to intensely equestrian communities. She concluded by saying that now is the time to put protective policies in place; equestrians depend on Redmond to create the supportive equestrian policies.

Alzera Todd McCoy, 5005 West Lake Sammamish Parkway NE, spoke regarding the Sammamish Boathouse/Sammamish Rowing Association (SRA) permit application for a new, larger boathouse, File No. L030023. She presented a letter, signed by neighbors living across the street from the land that the Sammamish Rowing Association (SRA) uses daily, outlining their concerns.

Danny Hopkins, Parks and Recreation Department Director, said staff briefed the Parks and Human Services Committee on the Idylwood Opportunity Plan, which would be discussed at the Park Board meeting on June 3, 2004. He explained that SRA is dealing with a number of issues, and our staff has reached out to help them navigate through the process.

The Council requested staff to bring back further information.

Carolyn Whalen, 10728 151 Court, speaking on behalf of Gail Marsh, said when Ms. Marsh was employed in the Police Department she helped her family through a situation. She concluded Ms. Marsh's dedication and skill were outstanding, and Ms. Whalen wanted the Council to know how much Ms. Marsh's service meant to her family.

Bob Durr, 10401 SE 29 Place, Bellevue 98004, representing Burnstead Construction, addressed the proposed adoption of the proposal to change the Building and Fire Code threshold requirement for fire sprinklers in single family homes from 6,000 square feet to 5,000 square feet. He said the 6,000 square-foot regulation is the tightest in the state; most jurisdictions require 10,000 square feet. He was concerned about the cost factor; home prices would increase accordingly, making them less affordable. He also questioned the feasibility of maintaining and inspecting sprinklers.

Bob Gregg, 14210 209 Avenue NE, Woodinville 98077, representing the Redmond Chamber of Commerce, read a letter regarding the pending adoption of International Fire and Building Codes mandating fire sprinklers in homes over 5,000 square feet. He said it will add significant cost to the homeowner, and be at cross-purposes with the city's goal to make homes more affordable at all building levels. In addition, he continued, the proposed change would increase connection fees, monthly minimums on water bills, and sewer service. He concluded the extensive use of GFI circuits, smoke detectors, and current building codes have minimized fires.

Diane Glenn, 8835 166 Avenue NE, Construction Consultants, representing the Master Builders Association, spoke regarding changes to the Building and Fire Codes, in particular fire sprinkler systems. She noted that the Master Builders Association has been working with Eastside Fire Marshals on fire sprinkler requirements. She explained the Association does not agree with making the regulations stricter and proposed that homeowners be educated to allow the consumer to make a choice regarding sprinklers. She concluded the best first response in case of a fire is the smoke detector.

#### CONSENT AGENDA

Motion by Ms. McCormick, second by Mr. Resha, to approve the following items of the Consent Agenda:

- (1) approve the minutes of the regular meeting of May 18, 2004

(2) approve the following payroll/direct deposit and claims checks:

PAYROLL/DIRECT DEPOSIT CHECKS:

#158436 through 158548; and  
#123786 through 124385     \$1,371,060.82

CLAIMS CHECKS:

#216102 through 216516     \$3,570,976.51

(3) approve award of bid for the 4800 West Lake Sammamish Parkway Culvert Replacement, Project No. 04-SD-86, to Mosbrucker Excavating, Inc., for the total bid amount of \$183,402.70, and authorize the Mayor to sign the construction contract. The following bids were received:

• Mosbrucker Excavating, Inc.	\$183,402.70
• Kemper Construction	\$190,812.95
• Americon, Inc.	\$191,843.24
• Gary Harper Construction	\$205,241.00
• Westwater Construction	\$207,145.00
• Dennis R. Craig Construction	\$212,429.25
• Santana Trucking & Excavating	\$216,562.50
• A-1 Landscaping & Construction	\$248,674.00
<i>Engineer's Estimate</i>	\$216,416.00

(4) approve the declaration of the low bidder, Road Construction, Northwest, Inc. as not responsible, and reject the bid; approve the award of bid for Lower Peters' Creek Habitat Enhancement and Culvert Replacement at 151 Avenue NE, Project Nos. 02-NR-25, 02-NR-26, and 00-NR-75, to Grade Inc., for the total amount bid of \$1,132,682.85 and authorize the Mayor to sign the Construction Contract; approve the Supplemental Consultant Agreement No. 2 with The Watershed Company for engineering and construction services related to the Lower Peters' Creek Habitat Enhancement and Culvert Replacement at 151 Avenue NE, Project Nos. 02-NR-25, 02-NR-26, and 00-NR-75, for an amount not to exceed \$64,000 and authorize the Mayor to sign the Supplemental Agreement; and accept grant funding in the amount of \$92,800 from the King Conservation District (KCD) to be used for partial funding of soil preparation and buffer

planting on one reach of the Lower Peters' Creek Enhancements (02-NR-25) and authorize the Mayor to sign the agreement. The following bids were received:

• Road Construction Northwest	\$1,032,922.72
• Grade, Inc.	\$1,132,682.85
• CDM Construction, Inc.	\$1,150,397.89
• Pacific Earth Works, Inc.	\$1,157,206.10
• Westwater Construction Co.	\$1,324,282.37
• Ohno Construction	\$1,372,733.25
<i>Engineer's Estimate</i>	<i>\$1,112,322.00</i>

(5) approve award of bid for 2004 Miscellaneous Water System Improvements, Project No. 04-OW-79, to Kar Vel Construction for the total amount bid of \$2,565,381.60, and authorize the Mayor to sign the construction contract. The following bids were received:

• Kar Vel Construction	\$2,565,381.60
• Marshbank Construction, Inc.	\$2,798,189.12
• Buno Construction LLC	\$2,851,832.96
• Shoreline Construction Co.	\$2,939,123.20
• Westwater Construction Co.	\$3,079,344.64
<i>Engineer's Estimate</i>	<i>\$3,443.960.00</i>

(6) approve and authorize the Mayor to sign the document entitled "City of Redmond's Procedures for Acquisitions of Right-of-Way on all Federal Highway Administration Funded Transportation Projects"

(7) authorize the Mayor, on behalf of the city, to execute a lease agreement to accommodate temporary employee parking upon the vacant property at the corner of NE 85 Street and 158 Avenue NE (referenced as King County Parcels 719890-0020 and 719890-0030), including the right for pedestrians to cross over the developed property's parking lot area (referenced as King County Parcel 719890-0010) based on negotiated terms of the Lease Proposal

(8) authorize the Mayor to execute an agreement with the Washington State Department of Transportation to accept State Commute Trip Reduction Performance Grant funding to implement Redmond's Employer Performance Incentive Program

(9) authorize the City Clerk to revise the City Council minutes and agenda from the March 16, 2004 meeting to reflect a name change associated with Item 10 on the March 16, 2004 Consent Agenda

(10) approve Resolution No. 1186, authorizing application for funding assistance for a Washington Wildlife and Recreation Program (WWRP) project to the Interagency Committee for Outdoor Recreation (IAC) as provided in Chapter 79A.15 RCW - Acquisition of Habitat Conservation and Outdoor Recreation Lands, which was presented and read

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

At the request of Councilmember Vache, Bill Campbell, City Engineer, and James E. Haney, City Attorney, commented on what is meant by eminent domain or condemnation.

#### REPORTS

##### Staff Report - Adoption of Redmond Building and Fire Codes

Roberta Lewandowski, Planning and Community Development Director, John Ryan, Fire Chief, and others, in a memorandum to the Mayor and Council dated June 1, 2004, provided background information regarding the proposed revisions to the Building and Fire Codes. They noted that the State of Washington has mandated the use of the 2003 International Building and Fire Codes by July 1, 2004. Sue Simpson, Supervisor of Permit Technicians and Plans Examiners, was available to answer questions about the proposed changes to the Building Code. Fire Chief John Ryan and Fire Marshall Bob Lovett gave a brief overview of the proposed Fire Code changes, distributed a handout highlighting the proposed revisions to the code and fees and responded to Councilmembers' questions.

The Council expressed a desire to obtain additional input and data from other cities prior to the Council taking action.

##### Staff Report - Shoreline Master Program Update

Roberta Lewandowski, Director, Planning and Community Development, in a memorandum to the Mayor and City Council

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dated June 1, 2004, updated the Council on the revisions to the Shoreline Master Program that reflect the Council's concerns expressed during the four study sessions held earlier this year, and the industrial land owners along Evans Creek.

Staff Report - Briefing for Upcoming Annual BROTS Council Meeting on June 8, 2004

Terry Marpert, Principal Planner, in a memorandum to the Mayor and City Council dated June 1, 2004, presented the Draft BROTS 2004 Annual Report. At the meeting he handed out additional items to add to the packet sent to the Council last week; these included an updated map of BROTS (Bellevue-Redmond Overlake Transportation Study) project sites, and an amendment to the proposed BROTS interlocal agreement.

Staff Report - Analysis, Refinement, and Prioritization of Remaining Redmond BROTS Projects

Mr. Joel Pfundt, Senior Transportation Planner, in a memorandum to the Mayor and City Council dated June 1, 2004, reported on the results of the process to analyze, refine and prioritize the remaining Redmond BROTS projects in advance of the June 8, 2004 BROTS Annual Meeting with the Bellevue City Council.

Mr. Pfundt said the list of projects will be ready in time for the Council study session on the Six-Year Transportation Improvement Program (TIP) on June 29, 2004.

Staff Report - Bike to Work Day

Roberta Lewandowski reported on the results of Bike to Work Day on May 21, 2004.

Report - Cascade Water Alliance

Councilmember Marchione reported on the Alliance's discussions about this year's low water levels, noting that water consumption is up. The Alliance, he added, talked about the need to emphasize the importance of implementing conservation programs.

The Mayor said the city has a good foundation on water conservation programs. She said she would encourage the Alliance to support the use of reclaimed water for irrigating soccer fields and golf courses.

RECESS

The Mayor declared a recess at 9:45 p.m. The meeting reconvened at 9:58 p.m.

OMBUDSMAN REPORT

Councilmember Cole received a call regarding sewers in the Rose Hill area that were emitting a strong sewer odor in the storm drainage area off of NE 85 Street. He said he reported the situation to staff, and they are looking into it.

Councilmember Marchione received an email about speed limit restrictions on 188 Avenue NE in the east Redmond Woodbridge community. He said he contacted Mr. Cairns, Transportation Division Manager, about the concerns.

Councilmember Cole responded to an email from a student asking who to contact about the tent city and why some of the Councilmembers are opposed to it. He noted he gave her contact information for Lauren Kirby, Human Services Manager.

Councilmember McCormick said the Council received an anonymous contact about Redmond's matching grant program stating a concern that professionals are hired to do the work, and suggesting a number of criteria that need to be met to qualify for a grant. Ms. McCormick advised the individual that most of the criteria are already in place. She explained that each time a neighborhood volunteer works on the project they have to sign a form listing the hours worked and a dollar value, which is turned into the city, and that a follow-up report is also required. She advised the caller that most all invoices are turned over to the city.

COMMITTEE REPORTS

Committee Report - Planning and Public Works Committee

Motion by Mr. Marchione, second by Ms. McCormick, to approve the Planning and Public Works Committee's work program as distributed. Motion carried unanimously (7 - 0).

Councilmember Marchione announced that on June 2, 2004 and June 16, 2004 the Committee will be reviewing the City Hall Project.

Committee Report - Public Administration and Finance Committee

Councilmember Paine reported that at the May 25, 2004 meeting, the Committee discussed the calendar for upcoming budget strategy sessions.

MISCELLANEOUS REPORTS

Eastside Transportation Partnership (ETP)

Councilmember Paine said the ETP is asking cities on the Eastside to send a letter to Sound Transit regarding potential changes to bus routes from Redmond to Seattle. He added that he would like the city to send a letter expressing its preference for Route 545.

Schedule Meeting to Finish Council Retreat Work on Objectives

After reviewing a calendar for June 2004 meetings, Councilmember McCormick announced that the best date for finishing the retreat work on objectives would be June 10, 2004, and that the meeting would begin at 7:45 p.m.

Suburban Cities Association (SCA)

The Mayor stated she would be attending a meeting on June 10, 2004 to discuss the future of SCA and asked for Councilmembers' feedback. The Council agreed that the city receives value from the SCA.

MINOR AMENDMENTS TO REDMOND COMMUNITY DEVELOPMENT GUIDE

The Mayor, in a memorandum to the Council dated June 1, 2004, recommended adoption of the Planning Commission's proposed minor amendments to the Redmond Community Development Guide, with changes as determined by the Council.

Motion by Ms. McCormick, second by Mr. Cole, to adopt Ordinance No. 2215, re-codifying building and construction codes.

Ordinance No. 2215, relating to the city's building and construction codes, re-codifying Title 20E of the Redmond Municipal Code and Community Development Guide as Chapters 15.06 (Fire), 15.08 (Building), 15.10 (Housing), 15.12 (Electrical), 15.14 (Mechanical), 15.16 (Plumbing), 15.18 (Energy), 15.20 (Ventilation and Indoor Air Quality), 15.22 (Moving Buildings), and 15.24 (Clearing, Grading and Stormwater Management) of the Redmond Municipal Code, providing for severability and establishing an effective date, was presented and read.

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

Motion by Ms. McCormick, second by Mr. Cole, to adopt Ordinance No. 2216, amending impact fees.

Ordinance No. 2216, relating to impact fees,, amending Subsection (1) of the definition of "Impact Fee - Fire and Park, Recreation, Open Space and Trails - Land Uses" in Section 20A.20.090 of the Redmond Municipal Code and Community Development Guide in order to include Standard Industrial Classification (SIC) major groups 40 through 49 as manufacturing uses when calculating fire and park impact fees; amending Subsection 20D.60.10-040(1)(g) in order to clarify the impact fee exemption for city facilities to include facilities owned or operated by the city; providing for severability and establishing an effective date, was presented and read.

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

Motion by Ms. McCormick, second by Mr. Cole, to adopt Ordinance No. 2217, amending transportation management programs and transportation development standards.

Ordinance No. 2217, relating to transportation, amending various subsections of Sections 20D.130.10 and 20D.210.15 of the Redmond Municipal Code and Community Development Guide in order to revise requirements for transportation management programs; amending various subsections of Section 20D.210.20 of the Redmond Municipal Code and Community Development Guide in order to revise the city's street standards; providing for severability and establishing an effective date, was presented and read.

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

Motion by Ms. McCormick, second by Mr. Resha, to adopt Ordinance No. 2218, amending the clearing, grading and storm water management code.

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Ordinance No. 2218, amending Chapter 15.24 of the Redmond Municipal Code in order to make certain amendments to the city's clearing, grading and storm water management code so that the same adopts and conforms with the 2001 Department of Ecology Storm Water Management Manual and meets the requirements for the Phase II National Pollution Discharge Elimination System Permit, providing for severability and establishing an effective date, was presented and read.

Councilmember Cole noted the Council had received a letter from H. Lee Johnson, Woodrun Townhomes asking to retain the effective date as proposed.

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

RESOLUTION - ADOPT PARKS, RECREATION AND OPEN SPACE PLAN (PRO PLAN) UPDATE

The Mayor, in a memorandum to the Council dated June 1, 2004, recommended approval of the resolution adopting the PRO Plan Update.

Motion by Mr. Cole, second by Mr. Vache, to approve Resolution No. 1187, adopting the PRO Plan Update.

Resolution No. 1187, approving the 2004 Parks, Recreation and Open Space Plan (PRO PLAN), was presented and read.

Upon a poll of the Council, Cole, Marchione, McCormick, Paine, Resha, Robinson, and Vache voted aye. Motion carried unanimously (7 - 0).

EXECUTIVE SESSION AND ADJOURNMENT

At 10:47 p.m. the Council held an executive session on property disposition and acquisition for approximately 30 minutes. There being no further business to come before the Council, the Mayor declared the meeting adjourned at 11:30 p.m.

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MAYOR

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CITY CLERK